



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460

OFFICE OF  
SOLID WASTE AND EMERGENCY  
RESPONSE

November 26, 2007

Albert R. Axe, Jr.  
Winstead  
401 Congress Avenue  
Suite 2100  
Austin, Texas 78701

Dear Mr. Axe:

This is in response to your November 19, 2007 request for an extension of the comment period for the San Jacinto Waste Pits (San Jacinto) site. The site was proposed to the National Priorities List (NPL) on September 19, 2007, with the comment period ending November 19, 2007. Your letter claims that you contacted EPA Region 6 on several occasions beginning on November 7, 2007, requesting reference documents for the site. You also contacted the Texas Commission on Environmental Quality and received all files from them on November 14, 2007. Also on November 14, EPA contacted you and indicated there were no additional documents beyond what you already received from the State.

EPA, consistent with the Administrative Procedure Act, extends the comment period only in the case of administrative errors or delays. Because the comment period has already closed, we are unable to officially extend or re-open the comment period. However, since there was a delay of 7 days between the time you requested documents and received them, we are informally extending the comment period for 7 days. All comments postmarked by December 3, 2007, will be considered when we make a final listing decision on the San Jacinto site. In addition to providing you with this letter, I had Robert Myers of my staff call you on November 26, to inform you of the extension.

Sincerely,

A handwritten signature in dark ink, appearing to read "Victoria van Roden".

Victoria van Roden, Chief  
State, Tribal and Site Identification Branch  
Assessment and Remediation Division